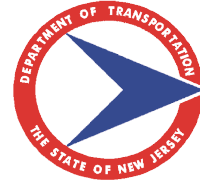


New Jersey Department of Transportation

1035 Parkway Avenue, PO Box 600, Trenton, New Jersey 08625-0600



Baseline Document Change Announcement

FHWA and State Funded Project Attachments (2012)

BDC12S-02

April 20, 2012

SUBJECT: Revised Attachments to the Special Provisions for the FHWA & Wholly State Funded Projects

Pursuant to the direction of the office of the Contract Compliance / Civil Rights, the FHWA Attachments No. 1 through 7 and the wholly State Funded State Attachments No. 1 through 4 have been updated (April 2012) to include the current requirements. These Attachments are released hereby.

Therefore, this Announcement supersedes the following BDC Announcement:

BDC07S-01 05/04/07 **FHWA and State Funded Project Attachments -**
2001 Standard Specifications, English and Metric, Revisions to
Attachments regarding new Division of Civil Rights date.

In addition to the release of the Attachments the following revisions have been made to the Standard Input SI2007:

- Web site information regarding Davis-Bacon and related act has been revised.
- Email contact / correspondence information has been revised at several locations.

The following revisions have been incorporated in Standard Input, SI2007 as of April 20, 2012

1 *****1
INCLUDE THE FOLLOWING FOR FHWA FUNDED PROJECTS

General wage determinations issued under Davis-Bacon and related acts, published by US Department of Labor, may be obtained from the Web Determinations online web site at <http://www.wdol.gov/dba.aspx#0> Select state, county and construction type heading: HIGHWAY where the Project is to be performed then click Search.

Pay the prevailing wage rates determined by the United States Secretary of Labor and the New Jersey Department of Labor. If the prevailing wage rate prescribed for any craft by the United States Secretary of Labor is not the same as the prevailing wage rate prescribed for that craft by the New Jersey Department of Labor, pay the higher rate.

State wage rates may be obtained from the New Jersey Department of Labor & Workforce Development (Telephone: 609-292-2259) or by accessing the Department of Labor & Workforce Development's web site at

http://lwd.dol.state.nj.us/labor/wagehour/wagehour_index.html. The State wage rates in effect at the time of award are part of this Contract, pursuant to Chapter 150, Laws of 1963 (NJSA 34:11-56.25, et seq.).

If an employee of the Contractor or subcontractor has been paid a rate of wages less than the prevailing wage, the Department may suspend the Work, and declare the Contractor in default.

The following FHWA funded project Attachments that are located at the end of these Special Provisions:"

1. Required Contract Provisions, Federal-Aid Construction Contracts (Form FHWA-1273).
2. Standard Federal Equal Employment Opportunity Construction Contract Specifications (Executive Order 11246).
3. Notice of Requirement for Affirmative Action to Ensure Equal Employment Opportunity (Executive Order 11246).
4. State of New Jersey Equal Employment Opportunity for Contracts Funded by FHWA.

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5. Emerging Small Business Enterprise Utilization Attachment, FHWA Funded Contracts.

OR

5. Disadvantaged Business Enterprise Utilization Attachment, FHWA Funded Contracts

- 5(A) The Incentive Program, Disadvantaged Business Enterprise Utilization Attachment for FHWA Funded Contracts.

**THE ESBE/DBE GOALS REQUEST FORM AND CLASSIFICATION CODES WORKSHEET
ARE AVAILABLE AT**

HTTP://WWW.STATE.NJ.US/TRANSPORTATION/ENG/DOCUMENTS/PROCEDURES/DESIGUNITTASK.SHTM#ACT_3150

**E-MAIL THE COMPLETED FORM AND WORKSHEET ALONG WITH A COPY OF THE
ENGINEER'S ESTIMATE TO THE BUREAU OF CONSTRUCTION SERVICES AT
CSPD@DOT.STATE.NJ.US**

**ALLOW AT LEAST 10 DAYS FOR CONSTRUCTION SERVICES TO RESPOND WITH A
DETERMINATION ON WHICH ATTACHMENTS (FHWA ATTACHMENT NO. 5 FOR ESBE
OR FHWA ATTACHMENT NO. 5 & 5A FOR DBE) IS TO BE USED FOR THE PROJECT.**

**UPON RECEIVING THE INFORMATION, FILL IN THE BLANK (GOALS FOR THIS
PROJECT) ON THE APPROPRIATE FHWA ATTACHMENT LOCATED AT THE END OF
THESE SPECIAL PROVISIONS.**

DELETE THE INAPPROPRIATE FHWA ATTACHMENT

SME CONTACT – OFFICE OF CIVIL RIGHTS, CONTRACT COMPLIANCE

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6. Equal Employment Opportunity Special Provisions.

**FOLLOW INSTRUCTIONS AND FILL OUT THE TRAINING REQUEST FORM AT
HTTP://WWW.STATE.NJ.US/TRANSPORTATION/ENG/DOCUMENTS/PROCEDURES/DESIGUNITTASK.SHTM#ACT_3150**

**SUBMIT REQUEST TO THE CIVIL RIGHTS, CONTRACT COMPLIANCE AT LEAST 10
DAYS IN ADVANCE, BY E-MAILING, CIVIL RIGHTS CONTRACT COMPLIANCE AT:
CR.CONTCOMPL@DOT.STATE.NJ.US . OBTAIN REQUIRED INFORMATION.**

**UPON RECEIVING THE INFORMATION, FILL IN THE BLANKS ON FHWA ATTACHMENT
NO.6 (TRAINING SPECIAL PROVISIONS) LOCATED AT THE END OF THESE SPECIAL
PROVISIONS.**

SME CONTACT – OFFICE OF CIVIL RIGHTS, CONTRACT COMPLIANCE

2*****2

7. Special Contract Provisions for Investigating, Reporting, and Resolving Employment Discrimination and Sexual Harassment Complaints.

LIST HERE & INCLUDE ADDITIONAL PROJECT SPECIFIC ATTACHMENTS REQUIRED FOR THE PROJECT AT THE END OF THESE SPECIAL PROVISIONS, SUCH AS ASBESTOS ABATEMENT

The following additional project specific Attachments are located at the end of these Special Provisions:

1.

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INCLUDE THE FOLLOWING FOR WHOLLY STATE FUNDED PROJECTS

State wage rates may be obtained from the New Jersey Department of Labor & Workforce Development (Telephone: 609-292-2259) or by accessing the Department of Labor & Workforce Development's web site at http://lwd.dol.state.nj.us/labor/wagehour/wagehour_index.html The State wage rates in effect at the time of award are part of this Contract, pursuant to Chapter 150, Laws of 1963 (NJS 34:11-56.25, et seq.).

If an employee of the Contractor or subcontractor has been paid a rate of wages less than the prevailing wage, the Department may suspend the Work, and declare the Contractor in default.

The following Wholly State funded project Attachments that are located at the end of these Special Provisions:"

1. State of New Jersey Equal Employment Opportunity Special Provisions for Construction Contracts Funded by Wholly or partially State Funds.
2. Payroll Requirements for 100 Percent State Projects.
3. Americans with Disabilities Act for 100 Percent State Funded Contracts.
4. Small Business Enterprise Utilization Attachment for 100% State Funded Contracts.

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THE SBE GOALS REQUEST FORM AND CLASSIFICATION CODES WORKSHEET ARE AVAILABLE AT

[HTTP://WWW.STATE.NJ.US/TRANSPORTATION/ENG/DOCUMENTS/PROCEDURES/DESIGNITTASK.SHTM#ACT_3150](http://www.state.nj.us/transportation/eng/documents/procedures/designittask.shtm#act_3150)

E-MAIL THE COMPLETED FORM AND WORKSHEET ALONG WITH A COPY OF THE ENGINEER'S ESTIMATE TO THE BUREAU OF CONSTRUCTION SERVICES AT CSPD@DOT.STATE.NJ.US

ALLOW AT LEAST 10 DAYS FOR CONSTRUCTION SERVICES TO RESPOND.

UPON RECEIVING THE INFORMATION, FILL IN THE BLANK (V. SMALL BUSINESS GOALS FOR THIS PROJECT) ON STATE ATTACHMENT NO. 4 LOCATED AT THE END OF THESE SPECIAL PROVISIONS.

SME CONTACT – OFFICE OF CIVIL RIGHTS, CONTRACT COMPLIANCE

2*****2

LIST HERE & INCLUDE ADDITIONAL PROJECT SPECIFIC ATTACHMENTS REQUIRED FOR THE PROJECT AT THE END OF THESE SPECIAL PROVISIONS, SUCH AS ASBESTOS ABATEMENT

The following additional project specific Attachments are located at the end of these Special Provisions:

1.
1*****1

Implementation Code R (ROUTINE)

Changes must be implemented in all applicable Department projects scheduled for Final Design Submission at least one month after the date of the BDC announcement. This will allow designers to make necessary plan, specifications, and estimate/proposal changes without requiring the need for an addenda or postponement of advertisement or receipt of bids.

Recommended By:

ORIGINAL SIGNED

Walter McGrosky
Director,
Capital Program Support

Approved By:

ORIGINAL SIGNED

Richard T. Hammer
Assistant Commissioner,
Capital Program Management

Attachments: Revised Attachments

WM: KS: HP
BDC12S-02.doc